

BEFORE THE IOWA BOARD OF PSYCHOLOGY

RE:
Psychologist License and HSP Certificate of

JOHN EDGETTE
License No. 001337
HSP Certification No. 080649
Respondent

CASE NOS. 17-0288 & 18-0305

**SETTLEMENT AGREEMENT AND
FINAL ORDER**

Pursuant to Iowa Code sections 17A.12(5) and 272C.3(4), and 645 IAC chapter 12, the Iowa Board of Psychology ("Board") and John Edgette ("Respondent") enter into the following Settlement Agreement and Final Order ("Order") to settle a contested case currently pending before the Board.

The allegations contained in the Statement of Charges against Respondent shall be resolved without proceeding to hearing, as the Board and Respondent stipulate as follows:

1. The Board filed a Notice of Hearing and Statement of Charges on December 18, 2018.
2. The Board has jurisdiction over the parties and the subject matter of these proceedings.
3. Respondent acknowledges that the allegations in the Statement of Charges, if proven in a contested case proceeding, would constitute grounds for the discipline agreed to in this Order.
4. Execution of this Order constitutes the resolution of a contested case. Respondent has a right to hearing before the Board on the charges, but Respondent waives the right to hearing and all attendant rights, including the right to appeal or seek judicial review of the Board's actions, by freely and voluntarily entering into this Order. Once entered, this Order shall have the force and effect of a disciplinary order entered following a contested case hearing.
5. Respondent acknowledges that he has the right to be represented by counsel on this matter.
6. Respondent agrees that the State's counsel may present this Order to the Board and may have *ex parte* communications with the Board while presenting it.
7. This Order is subject to approval by a majority of the full Board. If the Board does not approve this Order, it shall be of no force or effect to either party, and shall not be admissible for any purpose in further proceedings in this matter. If the Board approves this Order, it shall be the full and final resolution of this matter.
8. This Order shall be part of Respondent's permanent record and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

9. Respondent understands the Board is required by federal law to report any adverse action to the National Practitioner Data Bank.

10. This Order, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

11. The Board's approval of this Order shall constitute a **FINAL ORDER** of the Board.

IT IS THEREFORE ORDERED:

12. Respondent's license is **INDEFINITELY SUSPENDED** until Respondent completes a comprehensive substance abuse evaluation with a licensed provider who specializes in addiction, completes all substance abuse treatment recommended by the evaluator, demonstrates twelve (12) continuous months of sobriety, and submits a current comprehensive substance abuse evaluation performed by a licensed provider who specializes in addiction concluding that Respondent is fit to practice as a psychologist. The evaluation must indicate that the evaluator has reviewed copies of this Order. While suspended, Respondent shall not practice psychology or engage in any conduct that requires a license to practice psychology in the State of Iowa. Respondent shall submit documentation of all requirements to the Board for review.


13. After the Board or the Board's designee has determined that Respondent has satisfactorily completed all of the requirements set forth in paragraph 12, and upon completing the administrative requirements for license reactivation if applicable, Respondent's license shall then be placed on **PROBATION** for a period of three (3) years with the following conditions:

- a. Respondent shall abstain from the use of alcohol and drugs, except for prescription drugs prescribed by a licensed healthcare provider. Respondent shall submit valid prescriptions to the Board for purposes of chemical screening, described below in paragraph 13(b).
- b. Respondent shall enroll in the Board's chemical screening program within ten (10) days of his license being placed on probation. Respondent shall fully comply with the Board's chemical screening program, which includes daily contact with the chemical screening program to determine whether a specimen is required. Respondent shall provide urine, blood, breath, or hair specimens when required by the chemical screening program. Respondent shall be responsible for all costs associated with the chemical screening program.
- c. Respondent shall comply with all continuing care recommendations made by the evaluator. Respondent's continuing care providers shall submit quarterly reports to the Board for as long as continuing care is recommended. Respondent is responsible for ensuring the quarterly reports are timely submitted by his continuing care providers.
- d. Respondent shall attend structured recovery meetings at least two times per week.

- e. Respondent shall have a designated worksite monitor at all times when he is employed as a psychologist. The worksite monitor shall be an individual who works on-site with Respondent on a nearly daily basis. The name of the worksite monitor shall be submitted to the Board within ten (10) days of beginning employment as a psychologist. The worksite monitor shall submit quarterly reports to the Board describing Respondent's attendance and behavior at work, including any areas of concern. Respondent is responsible for ensuring the quarterly reports are timely submitted by his worksite monitor. If Respondent does not have an individual who works on-site with him, Respondent may submit the name of an individual to perform the worksite monitoring function to the Board for approval within ten (10) days of beginning employment. The Board shall have the discretion to approve or deny an individual who does not work on-site with Respondent.
- f. Respondent shall appear before the Board upon request for the purpose of reviewing his performance during Respondent's probationary period. Respondent shall be given reasonable notice of the date, time, and place for such appearances.
- g. Respondent shall obey all federal and state statutes and regulations governing the practice of psychology.
- h. Respondent shall submit quarterly reports to the Board. In addition, Respondent shall provide written notification to the Board of any change of address, telephone number, or place of employment within ten (10) days of such a change.
- i. All required quarterly reports are due on February 5, May 5, August 5, and November 5 of each year during the probationary period.
- j. The notifications and reports required to be submitted to the Board pursuant to this paragraph should be mailed to the Iowa Board of Psychology, Bureau of Professional Licensure, Iowa Department of Public Health, Lucas State Office Building—5th Floor, 321 East 12th St., Des Moines, IA 50319, or emailed as instructed by the Board office.

14. Should Respondent violate the terms of this Order, the Board may initiate action to impose other licensee discipline as authorized by Iowa Code chapters 147, 154B, and 272C and 645 IAC chapters 13 and 242.

1-22-19
Date


JOHN EDGETTE
Respondent

This Settlement Agreement and Final Order is approved by the Iowa Board of Psychology on the
1st day of February, 2019.

Sharon Dozier for Brandon Davis,
Chairperson
Iowa Board of Psychology